

language other than English if the Commission determines that doing so is necessary to adequately protect the public.”

(b) **PUBLICATION OF INFORMATION ON RECALLED PRODUCTS.**—Beginning not later than 1 year after the date of the enactment of this Act, the Consumer Product Safety Commission shall make the following information available to the public as the information becomes available to the Commission:

(1) Progress reports and incident updates with respect to action plans implemented under section 15(d) of the Consumer Product Safety Act (15 U.S.C. 2064(d)).

(2) Statistics with respect to injuries and deaths associated with products that the Commission determines present a substantial product hazard under section 15(c) of the Consumer Product Safety Act (15 U.S.C. 2064(c)).

(3) The number and type of communication from consumers to the Commission with respect to each product with respect to which the Commission takes action under section 15(d) of the Consumer Product Safety Act (15 U.S.C. 2064(d)).

SEC. 43. STUDY AND REPORT ON EFFECTIVENESS OF AUTHORITIES RELATING TO SAFETY OF IMPORTED CONSUMER PRODUCTS.

Not later than 180 days after the date of the enactment of this Act, the Comptroller General of the United States shall—

(1) conduct a study of the authorities and provisions of the Consumer Product Safety Act (15 U.S.C. 2051 et seq.) to assess the effectiveness of such authorities and provisions in preventing unsafe consumer products from entering the customs territory of the United States;

(2) develop a plan to improve the effectiveness of the Consumer Product Safety Commission in preventing unsafe consumer products from entering such customs territory; and

(3) submit to Congress a report on the findings of the Comptroller General with respect to paragraphs (1) through (3), including legislative recommendations related to—

(A) inspection of foreign manufacturing plants by the Consumer Product Safety Commission; and

(B) requiring foreign manufacturers to consent to the jurisdiction of United States courts with respect to enforcement actions by the Consumer Product Safety Commission.

SEC. 44. BAN ON IMPORTATION OF TOYS MADE BY CERTAIN MANUFACTURERS.

Section 17 (15 U.S.C. 2066) is amended—

(1) in subsection (a), as amended by section 10(f) of this Act—

(A) in paragraph (5), by striking “; or” and inserting a semicolon;

(B) in paragraph (6), by striking the period at the end and inserting “; or”; and

(C) by adding at the end the following:

“(7) is a toy classified under heading 9503, 9504, or 9505 of the Harmonized Tariff Schedule of the United States that is manufactured by a company that the Commission has determined—

“(A) has shown a persistent pattern of manufacturing such toys with defects that constitute substantial product hazards (as defined in section 15(a)(2)); or

“(B) has manufactured such toys that present a risk of injury to the public of such a magnitude that the Commission has determined that a permanent ban on all imports of such toys manufactured by such company is equitably justified.”; and

(2) by adding at the end the following:

“(i) Whenever the Commission makes a determination described in subsection (a)(7) with respect to a manufacturer, the Commission shall submit to the Secretary of Homeland Security information that appropriately identifies the manufacturer.

“(j) Not later than March 31 of each year, the Commission shall submit to Congress an annual report identifying, for the 12-month period preceding the report—

“(1) toys classified under heading 9503, 9504, or 9505 of the Harmonized Tariff Schedule of the United States that—

“(A) were offered for importation into the customs territory of the United States; and

“(B) the Commission found to be in violation of a consumer product safety standard; and

“(2) the manufacturers, by name and country, that were the subject of a determination described in subsection (a)(7)(A) and (B).”.

SEC. 45. CONSUMER PRODUCT SAFETY STANDARDS USE OF FORMALDEHYDE IN TEXTILE AND APPAREL ARTICLES.

(a) **STUDY ON USE OF FORMALDEHYDE IN MANUFACTURING OF TEXTILE AND APPAREL ARTICLES.**—Not later than 2 years after the date of the enactment of this Act, the Consumer Product Safety Commission shall conduct a study on the use of formaldehyde in the manufacture of textile and apparel articles, or in any component of such articles, to identify any risks to consumers caused by the use of formaldehyde in the manufacturing of such articles, or components of such articles.

ORDER FOR FILING

Mr. BAUCUS. Mr. President, I ask unanimous consent that the Budget Committee have until 4 p.m. today, Friday, March 7, to file the concurrent budget resolution, notwithstanding the adjournment of the Senate.

The PRESIDING OFFICER. Without objection, it is so ordered.

ORDER TO CONSIDER BUDGET RESOLUTION

Mr. BAUCUS. Mr. President, I ask unanimous consent that the Senate proceed to the concurrent budget resolution on Monday, March 10, at 3 p.m., and that on Monday there be debate only, with no amendments in order.

The PRESIDING OFFICER. Without objection, it is so ordered.

ORDER FOR PRIVILEGES OF THE FLOOR AND USE OF CALCULATORS

Mr. BAUCUS. Mr. President, I ask unanimous consent that the list of staff from the Budget Committee at the desk be granted full floor access privileges; and that the use of calculators be permitted on the floor of the Senate during consideration of the concurrent resolution on the budget.

The PRESIDING OFFICER. Without objection, it is so ordered.

The list is as follows:

BUDGET STAFF

John Righter
Joel Friedman
Steve Posner
Jim Hearn
Cheri Reidy
David Pappone

CPSC REFORM ACT

AMENDMENT NO. 4143, AS MODIFIED

Mr. BAUCUS. Mr. President, I ask unanimous consent that not withstanding the adoption of amendment No. 4143 and the passage of the act H.R. 4040, amendment 4143 be modified with changes at the desk.

The PRESIDING OFFICER. Without objection, it is so ordered.

The modification is as follows:

On page 49, strike lines 8 through 15 and insert the following:

establish additional criteria for the imposition of civil penalties under section 20 of the Consumer Product Safety Act (15 U.S.C. 2069) and any other Act enforced by the Commission, including factors to be considered in establishing the amount of such penalties, such as repeat violations, the precedential value of prior adjudicated penalties, the factors described in section 20(b) of the Consumer Product Safety Act (15 U.S.C. 2069(b)), and other circumstances, Section 20 (15 U.S.C. 2069) is amended—

(1) by striking “charged.” in subsection (b) and inserting “charged, including how to mitigate undue adverse economic impacts on small businesses.”; and

(2) by striking “charged.” in subsection (c) and inserting “charged, (including how to mitigate undue adverse economic impacts on small businesses).”.

MEASURE READ THE FIRST TIME—S. 2734

Mr. BAUCUS. Mr. President, I understand there is a bill at the desk, and I ask for its first reading.

The PRESIDING OFFICER. The clerk will report the bill by title.

The assistant legislative clerk read as follows:

A bill (S. 2734) to aid families and neighborhoods facing home foreclosure and address the subprime mortgage crisis.

Mr. BAUCUS. Mr. President, I now ask for a second reading, and I object to my own request.

The PRESIDING OFFICER. Objection is heard. The bill will receive its second reading on the next legislative day.

MEASURES PLACED ON THE CALENDAR—H.R. 1084, H.R. 1424, AND H.R. 5159

Mr. BAUCUS. Mr. President, I understand there are three bills at the desk due for a second reading.

The PRESIDING OFFICER. The clerk will read the titles of the bills for the second time.

The assistant legislative clerk read as follows:

A bill (H.R. 1084) to amend the Foreign Assistance Act of 1961, the State Department Basic Authorities Act of 1956, and the Foreign Service Act of 1980 to build operational readiness in civilian agencies, and for other purposes.

A bill (H.R. 1424) to amend section 712 of the Employee Retirement Income Security Act of 1974, section 2705 of the Public Health Service Act, section 9812 of the Internal Revenue Code of 1986 to require equity in the provision of mental health and substance-related disorder benefits under group health plans, to prohibit discrimination on the basis of genetic information with respect to health insurance and employment, and for other purposes.

A bill (H.R. 5159) to establish the Office of the Capitol Visitor Center within the Office of the Architect of the Capitol, headed by the Chief Executive Officer for Visitor Services, to provide for the effective management and administration of the Capitol Visitor Center, and for other purposes.

Mr. BAUCUS. Mr. President, I object to any further proceedings with respect to these bills en bloc.